

INTERNATIONAL MILITARY TRIBUNAL FOR THE FAR EAST
SITTING AT TOKYO, JAPAN

Case No. 1

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| THE UNITED STATES OF AMERICA; et al |) ORDER: |
| - vs - |) THAT FACILITIES TO INTER- |
| ARAKI, Sadao; et al |) VIEW OR INTERROGATE CERTAIN |
| |) WITNESSES REQUESTED BY THE |
| |) ACCUSED OKAWA BE PROVIDED; |
| |) AND FOR THE PRODUCTION OF |
| |) DOCUMENTS. |

This matter coming on to be heard on this 20th day of November, 1946, before The Honorable Sir William Webb, President of the Tribunal, upon the application of OKAWA, Shumei, one of the defendants herein, for the production of witnesses and documents necessary to the defense of said OKAWA, Shumei, in accordance with the provisions of Section III, Article 9, Paragraph (e) of the Charter, the names of said witnesses and the description of the documents being fully set forth in said application, which is Paper No. 556; and after hearing the statements and arguments of Counsel for the said OKAWA, Shumei, and the Tribunal being fully advised in the premises, it is

ORDERED: That every facility and assistance be provided to Counsel for the accused OKAWA to submit written interrogatories to or verbally interrogate each of the following named persons at the place where said person is now located or held:

1. Ro Un Kyo;
 - (a) The nationality of the witness is Korean.

- (b) The address of the witness is Seoul, Korea. The witness is an influential member of Korean Political party. He is one of the Koreans who planned the Korean Independence and has gone to Shanghai and established the Korean Independent Government there.

2. SAKATANI, Kiichi;

- (a) The nationality of the witness is Japanese.
(b) The witness is supposed to be in Peking. He was Vice-Chief of the General Affair Board in Manchuria.

It is further ORDERED: That the application of the accused for the issuance of a subpoena for each of the persons named in his request for the production of witnesses is indefinitely continued, awaiting the results and disclosures of the interrogations hereinbefore authorized and ordered, and the accused is granted permission to file a supplemental application for the issuance of subpoenas for such witnesses, selected from the list named in his original application (Paper No. 556), as may be found necessary to his proper defense in this case, as a result of said interrogations.

It is further ORDERED: That the application of the accused for the production of documents is granted; and that the following documents, which may be located at the place or in the custody of the agency set forth opposite the description of said documents, be procured forthwith and lodged with the Registry of the Tribunal:

| | <u>DOCUMENT</u> | <u>LOCATION</u> |
|----|--|----------------------------------|
| 1. | PRAVDA (Newspaper), 1-31 August, 1935. This document contains the resolution and activities of Comintern, especially of the Seventh Congress. | PRAVDA Press Co., U. S. S. R. |
| 2. | Leninism Hrest matiya "XPICTOMATIA", 1933. Published by Lenpart izdat. | Lenpart izdat, U. S. S. R. |

This document is published
at the celebration of
Stalin's Fiftieth Birthday.

3. Tung-Ping Daily News (Tohoku-Nippo), January 15, 1932. Tung-Ping Daily Press Co., Mukden, Manchuria.
This document contains a report on Mukden Four Races Preservation Council which consists of 28 private associations. That report is entitled as "Our Expectation for the Establishment of a New State in Manchuria and Mongolia", signed by 862,000 members and Wang Wei-Chou was selected as chairman and representative.
4. Pamphlets entitled as follows: Published by the Young People's Federation of Manchuria. 1931-1932. Los Angeles Library
- a. "The Stand of this Federation."
 - b. "Is China really a State?"
 - c. "Outline of the Sino-Japanese Clash in Manchuria."
 - d. "Evidences that the Chinese 'Non-Resistance Policy was a Hoax'".
 - e. "What happened immediately after the Blowing up of the Railway Track by the Chinese Soldiers."
 - f. "The Reason for Chastising the Chinese Troops near Chan-Chun."
 - g. "Devastation by Fugitive Soldiers and Hung Hu Dzu."
 - h. "Study of the Chinese Army in connection with the Present Clash."
 - i. "Statistics on Sino-Japanese Fighting."
 - j. "Some Facts which Prevent Japan from Withdrawing Her Troop."

5. Documents located at Washington Document Center, Stuart Bldg., Washington, D.C., and described as follows:

Shipping Advice 15072

| <u>Crate No.</u> | <u>Item No.</u> | <u>Description</u> |
|------------------|-----------------|---|
| 95 | 116 | "File of classified Correspondence and Records dealing with Manchurian Affairs", 1932. |
| 95 | 116 | "File of classified Correspondence and Records dealing with Manchurian Affairs", 1934. |
| 51 & 52 | 39 | "Appendix to the File of Correspondence and Records dealing with Manchurian Affairs". 1934. |

Dated at Tokyo, Japan, this 4 December 1946.

BY THE TRIBUNAL:

(Signed) W. F. Webb
PRESIDENT OF THE TRIBUNAL